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# REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT

Application Number	10/027,485
Filing Date	December 21, 2001
First Named Inventor	Russell Morgan
Group Art Unit	2681
Examiner Name	Unassigned
Attorney Docket Number	7976-1005

To: Assistant Commissioner for Patents  
Washington, DC 20231

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

Stated in the attached declaration.

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1. ☒ The correspondence address is NOT affected by this withdrawal.

2. ☐ Change the correspondence address and direct all future correspondence to:

## CORRESPONDENCE ADDRESS

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Place Customer Number  
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☒ Firm or  
Individual Name

Hokanson & Drazich, LLP

Address

10940 Wilshire Blvd., Suite 1800

Address

City

Los Angeles

State

CA

ZIP

90024

Country

USA

Telephone

(310) 209-4448

Fax

(310) 209-4450

☒ This request is made on behalf of myself and

☒ all the attorneys/agents of record,

☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or

☐ the attorneys/agents associated with Customer Number

This request is enclosed in triplicate (including any attachments).

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Name

Brian F. Drazich

Signature

*Brian Drazich*

Date

August 22, 2002

OFFICE OF PETITIONS

NOTE: Withdrawal is effective when approved rather than when received.

Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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PATENT  
7976-1005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of: Russell Morgan, et al.

Serial No.: 10/027,485

Filing Date: December 21, 2001

For: SECURE POINT-OF-SALE CELLULAR  
TELEPHONE DOCKING MODULE  
SYSTEM

Examiner: Unassigned

Art Unit No.: 2681

**DECLARATION OF BRIAN F. DRAZICH IN SUPPORT OF REQUEST FOR  
WITHDRAWAL AS ATTORNEY UNDER 37 C.F.R. § 1.36**

I, Brian F. Drazich, declare as follows:

1. I have personal firsthand knowledge of the facts and events stated herein, and if called upon to do so, could and would competently testify thereto.

2. Applicant's attorneys of record Jon E. Hokanson, registration no. 30,069, Thomas M. Small, registration no. 20,379, and Brian F. Drazich, registration no. 41,718, each of whom's address is:

10940 Wilshire Boulevard, Suite 1800  
Los Angeles, California 90024-3945

have authorized Declarant herein to sign a request for withdrawal on behalf of each of them, and to request the Commissioner approve their withdrawal as attorneys of record in U.S. patent application serial number 10/027,485 ('485 application).

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3. The Applicant is E-Moola, Inc., whose last known address is:

129 W. Wilson Street, Suite 105  
Costa Mesa, California 92627

4. Declarant acknowledges that M.P.E.P. § 402.06, ¶ 4 states in pertinent part:

The Commissioner of Patents and Trademarks usually requires that there be at least 30 days between *approval* of withdrawal and the *later* of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a).  
... *If a period has been set for reply and the period may be extended without a showing of cause pursuant to 37 CFR 1.136(a) by filing a petition for extension of time and fee, the practitioner will not be required to seek such extension of time for withdrawal to be approved.* ...

5. Declarant has had personal involvement in the preparation and handling of the '485 application. In that capacity Declarant has had direct personal communications with Applicant's President and CEO, Peter Rovazzini, and Chief Technical Officer, Russell Morgan.

6. Since early June, 2002, Declarant has on more than 10 occasions attempted to contact Applicant's offices by telephone and e-mail without success. Applicant's office telephones appear to no longer be working numbers, and e-mails directed to Applicant, its President and its Chief Technical Officer have been returned as undeliverable. Further, attempts to contact Mr. Rovazzini and Mr. Morgan at their respective last known residences has proved equally unsuccessful. Finally, from early June, 2002, to the

present date, Declarant has received no communication, directly or indirectly, in any form, from any person associated with Applicant.

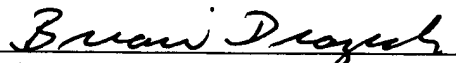
7. Based on the foregoing, Declarant has concluded that Applicant, E-Moola, Inc., is defunct and has ceased its business operations.

8. As a result of the afore-mentioned inability to contact or communicate with Applicant, Applicant's present attorneys of record are unavoidably precluded from further prosecuting the '485 application in the manner specified by the Code of Federal Regulations and the policies and procedures of the U.S. Patent and Trademark Office.

9. A Request for Reconsideration of Petition Under 37 CFR § 1.47(a) in reply to Decision Refusing Status Under 37 CFR 1.47(a) mailed July 23, 2002, in response to the Petition filed on April 9, 2002 under 37 CFR § 1.47(a) is has been submitted and filed concurrently herewith. A true and correct courtesy copy of the concurrently filed Request for Reconsideration of Petition Under 37 CFR § 1.47(a) is attached hereto as Exhibit A, for the convenience of the Examiner. There is no other Office Action or matter requiring reply or response presently pending in U.S. patent application serial number 10/027,485.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: August 22, 2002

  
Brian F. Drazich, Declarant  
Registration No. 41,718